



General Assembly

Substitute Bill No. 438

February Session, 2004

* SB00438GAE__031704__ *

AN ACT CONCERNING CAMPAIGN ACCOUNTABILITY.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 9-333w of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective January 1, 2005*):

3 (a) No individual shall make or incur any expenditure with the
4 cooperation of, at the request or suggestion of, or in consultation with
5 any candidate, candidate committee or candidate's agent, and no
6 candidate or committee shall make or incur any expenditure for any
7 written, typed or other printed communication, or any web-based,
8 written communication, which promotes the success or defeat of any
9 candidate's campaign for nomination at a primary or election or
10 solicits funds to benefit any political party or committee unless such
11 communication bears upon its face (1) the words "paid for by" and the
12 following: [(1)] (A) In the case of such an individual, the name and
13 address of such individual; [(2)] (B) in the case of a committee other
14 than a party committee, the name of the committee and its campaign
15 treasurer; or [(3)] (C) in the case of a party committee, the name of the
16 committee, and (2) the words "approved by" and the following: (A) In
17 the case of an individual, the name of such individual; (B) in the case of
18 a political committee, the name and title of its chairperson or campaign
19 treasurer; (C) in the case of a party committee, the name and title of its
20 chairperson; and (D) in the case of a candidate committee, the name of
21 the candidate.

22 (b) In addition to the requirements of subsection (a) of this section:

23 (1) No candidate or candidate committee or exploratory committee
24 established by a candidate shall make or incur any expenditure for
25 television advertising or Internet video advertising, which promotes
26 the success of said candidate's campaign for nomination at a primary
27 or election or the defeat of another candidate's campaign for
28 nomination at a primary or election, unless at the end of such
29 advertising there appears simultaneously, for a period of not less than
30 four seconds, (A) a clearly identifiable photographic or similar image
31 of the candidate making such expenditure, (B) a clearly readable
32 printed statement (i) identifying said candidate, and (ii) indicating that
33 said candidate has approved the advertising, and (C) a simultaneous,
34 personal audio message, in the following form: "I am (candidate's
35 name) and I approved this message";

36 (2) No candidate or candidate committee or exploratory committee
37 established by a candidate shall make or incur any expenditure for
38 radio advertising or Internet audio advertising, which promotes the
39 success of said candidate's campaign for nomination at a primary or
40 election or the defeat of another candidate's campaign for nomination
41 at a primary or election, unless the advertising includes a personal
42 audio statement by the candidate making such expenditure (A)
43 identifying said candidate and the office said candidate is seeking, and
44 (B) indicating that said candidate has approved the advertising in the
45 following form: "I am (candidate's name) and I approved this
46 message";

47 (3) No political committee or party committee shall make or incur
48 any expenditure for television advertising or Internet video
49 advertising, which promotes the success or defeat of a candidate's
50 campaign for nomination at a primary or election, unless at the end of
51 such advertising there appears simultaneously, for a period of not less
52 than four seconds, (A) a clearly identifiable photographic or similar
53 image of the chairperson or campaign treasurer of the committee
54 making such expenditure, (B) a clearly readable printed statement (i)

55 identifying the name of the committee making the expenditure, and (ii)
56 indicating that said chairperson or campaign treasurer has approved
57 the advertising, and (C) a simultaneous, personal audio message, in
58 the following form: "I am (chairperson's or campaign treasurer's
59 name and title, and name of committee) and I approved this message";
60 and

61 (4) No political committee or party committee shall make or incur
62 any expenditure for radio advertising or Internet audio advertising,
63 which promotes the success or defeat of a candidate's campaign for
64 nomination at a primary or election, unless the advertising includes a
65 personal audio statement by the chairperson or campaign treasurer of
66 the committee making the expenditure (A) identifying the name of
67 said committee, and (B) indicating that said candidate has approved
68 the advertising in the following form: "I am (chairperson's or
69 campaign treasurer's name and title) and I approved this message".

70 [(b)] (c) No business entity, organization, association, committee, or
71 group of two or more individuals who have joined solely to promote
72 the success or defeat of a referendum question and is required to file a
73 certification in accordance with subsection (d) of section 9-333g, shall
74 make or incur any expenditure for any written, typed or other printed
75 communication which promotes the success or defeat of any
76 referendum question unless such communication bears upon its face
77 the words "paid for by" and the following: (1) In the case of a business
78 entity, organization or association, the name of the entity, organization
79 or association and the name of its chief executive officer; (2) in the case
80 of a political committee, the name of the committee and the name of its
81 campaign treasurer; (3) in the case of a party committee, the name of
82 the committee; or (4) in the case of such a group of two or more
83 individuals, the name of the group as it appears on the certification
84 filed in accordance with subsection (d) of section 9-333g, and the name
85 and address of its agent.

86 [(c)] (d) The provisions of subsections (a), [and] (b) and (c) of this
87 section do not apply to (1) any editorial, news story, or commentary

88 published in any newspaper, magazine or journal on its own behalf
 89 and upon its own responsibility and for which it does not charge or
 90 receive any compensation whatsoever, (2) any banner, (3) political
 91 paraphernalia including pins, buttons, badges, emblems, hats, bumper
 92 stickers or other similar materials, or (4) signs with a surface area of
 93 not more than thirty-two square feet.

94 ~~[(d)]~~ (e) The campaign treasurer of a candidate committee which
 95 sponsors any written, typed or other printed communication for the
 96 purpose of raising funds to eliminate a campaign deficit of that
 97 committee shall include in such communication a statement that the
 98 funds are sought to eliminate such a deficit.

99 ~~[(e)]~~ (f) The campaign treasurer of an exploratory committee or
 100 candidate committee established by a candidate for nomination or
 101 election to the office of Treasurer which committee sponsors any
 102 written, typed or other printed communication for the purpose of
 103 raising funds shall include in such communication a statement
 104 concerning the prohibitions set forth in subsection (n) of section 1-84,
 105 as amended, subsection (f) of section 9-333n, as amended, and
 106 subsection (f) of section 9-333o.

107 ~~[(f)]~~ (g) In the event a campaign treasurer of a candidate committee
 108 is replaced pursuant to subsection (c) of section 9-333d, nothing in this
 109 section shall be construed to prohibit the candidate committee from
 110 distributing any printed communication subject to the provisions of
 111 this section that has already been printed or otherwise produced, even
 112 though such communication does not accurately designate the
 113 successor campaign treasurer of such candidate committee.

This act shall take effect as follows:	
Section 1	January 1, 2005

GAE *Joint Favorable Subst.*